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28 GENENTECH, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CHRISTOPHER BUCHANAN

Plaintiff,

v.

GENENTECH, INC.

Defendant.

Case No. CV 09-1454 CW

**STIPULATED REQUEST TO
CHANGE TIME PURSUANT TO
CIVIL L.R. 6-2 AND ORDER**

Judge: Hon. Claudia Wilken
Trial Date: November 22, 2010

STIPULATION

1. On May 6, 2010, Defendant Genentech Inc.'s Motion for Summary Judgment on Plaintiff's Claims came for hearing before this Court. After hearing the arguments of counsel for both parties, the Court took the motion under submission.

2. Previously, in its scheduling order of July 21, 2009, the Court set June 1, 2010 as the deadline for the parties to disclose the identities and reports of expert witnesses.

3. Since the decision on Defendant's Motion for Summary Judgment is still pending, through their undersigned counsel, Defendant and Plaintiff Chris Buchanan hereby stipulate and agree to continue the date for disclosure of expert witness identities and reports until thirty calendar days after the Court rules on Defendant's Motion for Summary Judgment.

4. No other time modifications by stipulation have been requested in this matter. No time modifications have been ordered by the Court.

5. The only effect of this request on the schedule for the case would be to postpone expert disclosure. This stipulation would not impact the current trial schedule or any other deadlines.

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6. Both parties agree to the stipulation as indicated by their signatures below. The parties respectfully request that the Court approve the Stipulation, pursuant to Civil L.R. 6-2 and enter an Order thereupon. A form of proposed Order is filed herewith.

Respectfully submitted,
DATED: May 20, 2010 ORRICK, HERRINGTON & SUTCLIFFE

By: /s/ Katina B. Miner
Katina B. Miner

Attorneys for Defendant Genentech, Inc.

DATED: May 20, 2010 LAW OFFICES OF RICHARD M. ROGERS

By: /s/
Richard M. Rogers

Attorneys for Plaintiff Chris Buchanan

I hereby attest that the concurrence in the filing of this document has been obtained from Rick Rogers, Attorney for Plaintiff, CHRIS BUCHANAN.


/s/ Katina B. Miner
Katina B. Miner
Attorneys for Defendant Genentech, Inc.

ORDER

The Court having considered the above Stipulation, and good cause appearing therefore,

IT IS HEREBY ORDERED that the scheduled date of June 1, 2010 for expert disclosures is vacated, and shall be rescheduled for thirty calendar days after the Court rules on Defendant's Motion for Summary Judgment.

DATED: May 27, 2010


Judge Claudia Wilken
UNITED STATES DISTRICT JUDGE